

CITY COUNCIL AGENDA ITEM COVER MEMO

Agenda Item Number _____

Meeting Type: Regular

Meeting Date: 6/14/2012

Action Requested By:
Community
Development

Agenda Item Type
Ordinance

Subject Matter:

Property Assessment

Exact Wording for the Agenda:

Public Hearing on a Resolution authorizing the City Clerk-Treasurer to assess the cost of the cutting and removing of grass and weeds against certain properties.

Note: If amendment, please state title and number of the original

Item to be considered for: Action

Unanimous Consent Required: No

Briefly state why the action is required; why it is recommended; what Council action will provide, allow and accomplish and; any other information that might be helpful.

The attached Resolution authorizes the assessments for the 48 properties listed. All procedural requirements for declaring, removing and billing the grass cutting and clean-up has been completed in accordance with The City of Huntsville Code of Ordinances, Chapter 27, Article III. As a result of nonpayment by a stipulated date, the property owner has also been notified that an assessment will be placed on the property at the June 14, 2012, City Council meeting,

Associated Cost:

Budgeted Item: Select...

MAYOR RECOMMENDS OR CONCURS: Select...

Department Head: _____



Date: 6/6/2012

RESOLUTION NO: 12-_____

WHEREAS, the Director of Community Development for the City of Huntsville, Alabama, has executed all procedural requirements contained in the City of Huntsville Code of Ordinances, Chapter 27, Article III entitled "'Weeds and Overgrown Grass'"; and

WHEREAS, the Director of Community Development for the City of Huntsville, Alabama, has determined a nuisance to exist upon, in front of, or on property hereinafter more particularly identified; and

WHEREAS, the nuisance was subsequently removed by the City and the owner was mailed a copy of the report of cost of removal and notified by letter that an assessment would be placed against subject property for nonpayment of removal cost by a stipulated date; and

WHEREAS, it appears that all things necessary and proper have been done to make final the assessment against the property for the cost of abating the nuisance and that the stipulated date for payment of removal has expired on the property hereinafter described.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Huntsville, Alabama, that the City Clerk-Treasurer hereby assesses the cost of abating the nuisance against the described property listed in Attachment A of this Resolution in the amounts indicated; AND, that the City Clerk-Treasurer is hereby authorized, requested and directed to levy the amount of such assessments against the property indicated and to collect the same in the same manner as other assessments are collected.

BE IT FURTHER RESOLVED, by the City Council of the City of Huntsville, Alabama, that the Director of Community Development, or his/her appointed designee, is hereby authorized to file in the Office of the Judge of Probate of Madison County, Alabama, a lien instrument known as "Notice of Property Assessment, City of Huntsville - **Ordinance No. 86-294** " on all properties listed in Attachment A of this Resolution, in the amounts indicated plus any recording or filing fees and plus any legal late penalty fees as determined by the Division of Community Development of the City of Huntsville, Alabama.

ADOPTED this the 14th day of June, 2012.

President of the City Council
of the City of Huntsville, Alabama

APPROVED this the 14th day of June, 2012.

Mayor of the City of Huntsville, Alabama

LOTS CUT BY CITY

<u>Name and Address of Property Owner</u>	<u>Property Location and Description</u>	<u>Date of Removal</u>	<u>Amount Charged</u>
(Heirs of) Beatrice Grizzard aka Beatrice Hampton (Deceased) c/o Alma Jones Acklin c/o Sonja Lynn Acklin 2106 Seminole Dr. Huntsville, AL 35805	2851 Greenside Dr NW LOT 26 BLK 4 COUNTRY CLUB PARK S/D	5-9-2012	\$210.72
ADTEC PROPERTIES LLC. Hall B. Bryant III 423 Eustis Ave. Huntsville, AL 35801	Vacant lot at the northeast corner of Lodge Rd and Durinda Ln NW LOT 10 BL 5 GROVE PARK 1ST ADD PB 5 PG 125	5-8-2012	\$210.72
Alexander D. Suttle P. O. Box 392 Tuscumbia, AL 35674	2116 WEDGEWOOD DR NW LOT 19 BL 6 ARDMORE ESTS 7TH ADD	5-15-2012	\$259.91
Alice Faye Holmes 3901 Lakeview Dr., NW Huntsville, AL 35810	3901 Lakeview Dr NW LOT 9 BLK 26 LAKEWOOD MANOR 6TH ADD DB 676/428 7/2/86	5-11-2012	\$197.97
Alvin & Sharon Horton 3747 South Wilton Place Los Angeles, CA 90018	1742 Dekathalon Way NW LOT 7 BLK 1 STANLEY ESTATES A RESUB OF TRACT 2 EXECUTIVE HILL S/D PB 11 PG 39	5-9-2012	\$210.72

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<u>Name and Address of Property Owner</u>	<u>Property Location and Description</u>	<u>Date of Removal</u>	<u>Amount Charged</u>
BAC Home Loans Servicing, LP c/o Hooks Van Holm, Inc. 8010 Roswell Rd., (Ste. 100) Atlanta, GA 30350	2219 WIMBERLEY RD NW W1/2 OF LOT 11 & LOT 10 BL 1 WESTCHESTER S/D 1ST SEC	5-4-2012	\$282.16
Bank of New York Mellon c/o America Mortgage Service, Inc. 6501 Irvine Center Dr. Irvine, CA 72618	3406 Conger Rd SW LOT 2 BL 15 TRIANA VILLAGE 2ND ADD	5-9-2012	\$259.91
Bellsouth Mobility LLC, d/b/a Cingular Wireless P. O. Box 97061 Redman, WA 98073	212 CRAWFORD ST NW LOT 14 BROWN & WINDSTON ADD	5-2-2012	\$197.97
Billy C. Jarratt, Jr. 2004 Hill St., NW Huntsville, AL 35810	2210 Hill St NW LOT IN SEC 27 BEING IN NE1/4 BEG AT INT OF E BDY OF PUL PK WITH N BDY OF OAKWOOD RD TH E WDLY ALONG N BDY OF OAKWOOD 415.4 FT TO E BDY OF HILL ST TH N WDLY 894 FT AL E BDY OF HILL ST TO PT OF TR BEG TH W 150 FT TH N 50 FT TH E 150 FT TH S 50 FT TO BEG SEC 27 T3 R1W	4-30-2012	\$197.97
Brian T. Scott & Karisa E. Scott 105 Fernwood Cir., NW Madison, AL 35757	105 FERNWOOD CIR NW LOT 33 BLK 13 KNOX CREEK 3RD ADD PB 22 PG 56/57/58	5-15-2012	\$259.91

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<u>Name and Address of Property Owner</u>	<u>Property Location and Description</u>	<u>Date of Removal</u>	<u>Amount Charged</u>
CADENCE BANK f/k/a Superior Bank-NA 312 Clinton Ave., W Huntsville, AL 35801	2466 Mount Vernon Rd NW LOT 42 BL 3 MT VERNON HGTS 3RD ADD PB 4 PG 12	5-11-2012	\$259.91
Caffey Enterprises, LLC 3920 Meridian St. Huntsville, AL 35811	101 Whitney Ave NE LOT 1 BL A EDMONTON HEIGHTS S/D PART A DB 1004/292 9/19/2001	5-8-2012	\$197.97
Carrie L. Green F/K/A Carrie L. Curry 2514 Clovis Rd., SW Huntsville, AL 35803	2514 Clovis Rd SW LOT 2 BLK 2 AUTUMN RIDGE 2ND ADD	5-10-2012	\$282.16
Dane G. Dewberry, Sr. & Theresa A. Dewberry 2504 Mastin Lake Rd., NW Huntsville, AL 35810	2504 Mastin Lake Rd NW LOT 21 BL 27 LAKEWOOD MANOR 7TH ADD PB 2 PG 1	5-2-2012	\$259.91
Dean L. Halbert 3609 McVay St., SW Huntsville, AL 35805	3609 McVay St SW BEG AT SW COR SEC 10 TH E 320 FT TH N 970 FT TO TRUE BEG TH N 50 FT TH E 165 FT TH S 50 TH W 165 FT TO BEG SEC 10 T4 R1W	5-9-2012	\$197.97

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Delores D. Harris 2600 Pulaki Pke., NW Huntsville, AL 35810	2602 Pulaski Pke NW BEG 302.6 FT S & 1190 FT W OF NE COR OF SEC 27 TH S 160 FT TH W 85.5 FT TO E MAR OF PUL PK TH N 12 DEG W 163 FT TH E 121.2 FT CONTA .38 AC ML EX 20 FT TAKEN EVENLY OFF THE S SIDE THE RE OF SEC 27 T3 R1W	4-30-2012	\$246.44
Esteban Garcia Cadenas 3511 Delta Ave., NW Huntsville, AL 35810	3511 Delta Ave NW LOT 17 BLK 12 OAKMONT S/D 3RD ADD	5-1-2012	\$274.16
Evelyn L. Burress c/o Timothy Sullivan 3100 Teton Dr. Huntsville, AL 35810	603 Merry Oaks Cir NW LOT 12 BL 3 MERRY OAKS 2ND ADD	5-10-2012	\$197.97
Grimmer Realty Co., Inc. c/o Samuel A. Grimmer 200 Green Springs Hwy. Birmingham, AL 35209	Vacant property north of 1616 Pulaski Pike NW PT OF SW1/4 OF SEC 26 BEG 1741.1 FT W & N 36 DEG W 267.7 FT FR CEN OF S BDRY OF SEC 26 TH N 37 DEG W ALONG PULASKI PIKE 204.2 FT TH N 52 DEG E 187.5 FT TH S 37 DEG E 85 FT TH N 52 DEG E 12.5 FT TH S 37 DEG E 126.1 FT TH S 53 DEG W 200 FT TO BEG EX S 150 FT SEC 26 T3 R1W	4-30-2012	\$210.72

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Henry Earl Jordan (Heirs of) c/o Ester Rice 202 St. Clair Ave., NW (Unit D) Huntsville, AL 35801	1513 Beard St NW LOT 7, BLK 3 WELLS ADD # 2	5-15-2012	\$210.72
Hinomoto Realty, Inc. c/o Timothy B. Crowson 183 Shelton Rd. Madison, AL 35758	2007 UNIVERSITY DR NW OR .32a M/L DB 857/671 6/27/95	5-9-2012	\$259.91
Howard Luther Hicks, Jr. 3215 Wildwood Dr., SE Huntsville, AL 35801	3215 Wildwood Dr SE LOTS NUMBERED 33, 34, AND 35 OF BLOCK "D" ACCORDING TO THE PLAT OF THE FIRST DIVISION OF LOTS OF MOUNTAIN HEIGHTS DEVELOPMENT COMPANY	5-10-2012	\$259.91
Hyo Sook Heo 2425 Winding Brook Ct. Rochester, MI 48309-4731	Vacant lot east of 1009 Meadow Dr NW LOT 10 BL 10 TERRY HGTS ANNEX 3RD ADD	5-15-2012	\$210.72
James & Myra Johnson 119 Misty Morn Ln. Huntsville, AL 35811	903 PARKLANE AVE NW LOT 10 BL 4 F K NOOJINS HILLANDALE ADD	5-2-2012	\$259.91

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Jamie D. Cutten f/k/a Jamie D. Smithey 14015 Hurstland Dr., SW Huntsville, AL 35803	14015 HURSTLAND DR SW LOT 7 BLK 3 GREEN COVE MEADOWS S/D	5-8-2012	\$259.91
Jimmy Allen 2429 Vining Ave., NW Huntsville, AL 35810	2429 Vining Ave NW LOT 20 BL 3 MEADOW HILLS PT B DB 858/765 8/1/95	5-8-2012	\$282.16
John & Elizabeth Daniel 901 Magnolia Dr., NW Huntsville, AL 35816	901 Magnolia Dr NW LOT 19 & 18 BL 3 TERRY HGTS ADD	5-15-2012	\$259.91
Joseph W. Merrell 3217 Clifford Rd. Huntsville, AL 35810	1512 McCrary St NW LOT NUMBER FIVE (5) IN BLOCK EIGHT (8), WELLS SECOND ADDITION, AS RECORDED IN PLAT BOOK 1, PAGE 115, PROBATE RECORDS OF MADISON COUNTY, ALABAMA.	5-4-2012	\$246.44
Louis E. & Patricia A. Thacker 606 Mastin Lake Rd. Huntsville, AL 35811	3100 Normandale Dr NW LOT 8 BL 2 NORMANDALE S/D	5-1-2012	\$274.16

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Lucius T. & Joy A. Moss 4302 Chalet Cir., NW Huntsville, AL 35810	Vacant lot at southeast corner of Lodge Rd and Delicado Dr NW (3221 Delicado Dr NW) LOT 1 BLK 5 GROVE PARK 2ND ADD SUV DB 705/1135 11/12/87	5-8-2012	\$210.72
Lynn R. Purser and Sandra C. Purser 2503 Hermosa Cir., SW Huntsville, AL 35803	2503 Hermosa Cir SW LOT 6, BLK 4, SANDHURST PARK S/D	5-8-2012	\$228.94
Malcolm White 5007 Hemingford Ct. Palmetto, FL 34221	Vacant property west of 2732 Clayton Dr NW PT OF NE1/4 OF NE1/4 OF SEC 27 DESC AS BEG S 468.4 FT & W 483.4 FT S 116.09 FT & W 405 FT & W 100 FT FR NE COR SEC 27 TH W 80 FT TH N 115.90 FT TH E 80 FT TH S 115.68 FT TO BEG SEC 27 T3 R1W	5-12-2012	\$210.72
Mercury Funding, LLC P.O. Box 772837 Memphis, TN 38177	201 WALKER AVE NE PT OF LOT 2 BL 320 WALKER ST EX N 15 FT	5-10-2012	\$197.97
Pamela J. Pridgen 100 Tweed Dr. Madison, AL 35758	2509 Rochell Dr NW LOT 8 BL 2 STILWELL S/D 3RD ADD	4-30-2012	\$259.91

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Pedro Gutierrez 11243 Lakeland Rd. Norwalk, CA 90650	1612 Calvary St NW SEC 35 T3S R1W BEG 385 FT E OF NW COR OF SEC 35 TH S 60 FT TH E 105.7 FT TH N 6 DEG W 60.9 FT TH W 97.5 FT TO BEG BEING ALSO KNOWN AS LOT 7 BLK 3 CARROLL ADD TO HVILLE	5-4-2012	\$210.72
Quashana Shante & Wilfred C. Stewart 412 Marguerite Dr., NW Huntsville, AL 35805	412 Marguerite Dr NW LOT 8 BL 4 ALYNEDALE S/D PB 2 PG 157	5-9-2012	\$259.91
Robert & Vanessa Steger 3217 Delicado Dr., NW Huntsville, AL 35810	3217 Delicado Dr NW LOT 3 BLK 5 GROVE PARK 2ND	5-9-2012	\$282.16
Rosemary J. King 3704 Triana Blv., SW Huntsville, AL 35805	3704 Triana Blv SW LOT 4 BLK 19 HVILLE PARK S/D PB 1 PG 216	5-9-2012	\$197.97
Rufus Anthony Foxx & Theresa Foxx 3201 Delia Ln., NW Huntsville, AL 35810	3201 DELIA LN NW LOT 13 BL 3 GENTILY FOREST	4-30-2012	\$228.94

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SECRETARY OF HOUSING & URBAN DEVELOPMENT Beacon Ridge Tower, STE 300 600 Beacon Parkway West Birmingham, AL 35209-3144	3806 Oakwood Ave NW A RECTANGULAR TR OF LD 100 FT IN WIDTH BORDER N SIDE OF OAKWOOD AVE & 150 FT DEEP BEING DES AS W 100 FT & S 150 FT OF LOT 1 BL 1 HIGHLANDS 2ND ADD DB 973/326 06/23/2000	5-9-2012	\$246.44
Sergio Navarro 2009 Sewanee Rd. Huntsville, AL 35801	182 Hollington Dr NE LOT 6 CHASE SHADOW 8TH ADD	5-10-2012	\$197.97
Shawn Ethredge 3905 Gunnison Ln., NW Huntsville, AL 35810-	3905 Gunnison Ln NW LOT 12, BLK 21, HIGHLANDS S/D 6TH ADD	5-2-2012	\$228.94
Tillery Wilhite 3502 Clopton St., SW Huntsville, AL 35805	4103 Kenwood Dr NW LOT 14 BLK 22 LAKEWOOD MANOR 2ND ADD	5-8-2012	\$274.16
Trina D. and Tracey D. White 3404 Freda Ln., NW Huntsville, AL 35810	3404 Freda Ln NW LOT 3 BL 5 PINE HAVEN S/D 2ND ADD	5-15-2012	\$197.97
Wellman & Associates, Inc. c/o Scott Anderson 4800 Whitesburg Dr. (Ste. 30-152) Huntsville, AL 35802	2821 Union Dr NW LOT 3 & W 20 FT OF LT 2 & BLK 9 TERRY HEIGHTS ANNEX 3RD ADD PB 1 PG 173	5-15-2012	\$246.44

LOTS CUT BY CITY

<u>Name and Address of Property Owner</u>	<u>Property Location and Description</u>	<u>Date of Removal</u>	<u>Amount Charged</u>
William L. & Donna D. Healy 1506 Owens Dr., SE Huntsville, AL 35801	1506 OWENS DR SE LOT 7 BL 2 MONTDALÉ S/D	5-10-2012	\$259.91
William M. McBride 679 Carters Grove Rd. Toney, AL 35773	11823 West Gateway Dr SE LOT 3 BLK 2 SUB: REDSTONE HEIGHTS	5-10-2012	\$246.44
Wright Choice Properties, LLC P. O. Box 14164 Huntsville, AL 35815	2707 Ninth Ave SW LOT 4, BLK 93 SUB: LOWE CORP ADD EX W 5 FT	5-8-2012	\$197.97